



JC06 Rec'd PGT/PTO 06 OCT 2005

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: MCCLURKEN ET AL.  
Serial No.: 10/517,947  
Filed: DECEMBER 14, 2004  
Confirmation No.: 7237

Examiner: UNKNOWN  
Group Art Unit: UNKNOWN  
Docket: 13045.36USWO

Title: FLUID-ASSISTED MEDICAL DEVICES, SYSTEMS AND METHODS

**CERTIFICATE UNDER 37 CFR 1.8:**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Mail Stop Missing Parts, Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450 on October 4, 2005.

By: Rebecca Krueger  
Name: Rebecca Krueger

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

**23552**  
PATENT TRADEMARK OFFICE

Sir:

We are transmitting herewith the attached:

- ☒ Transmittal Sheet in duplicate containing Certificate of Mailing
- ☒ Notice to File Missing Parts of NonProvisional Application - Part 2
- ☒ Signed Combined Declaration and Power of Attorney
- ☒ Request for Extension of Time for 2 month(s) and fee of \$450.00
- ☒ Return postcard

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers or any future reply, if appropriate. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. A duplicate of this sheet is enclosed.

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By: Mara E. Liepa  
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## UNITED STATES PATENT AND TRADEMARK OFFICE

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|---|--|------------------------------------|
| U.S. APPLICATION NUMBER NO.<br>10/517,947 | FIRST NAMED APPLICANT<br>Michael E McClurken | ATTY. DOCKET NO.<br>13045.0036USWO |
|---|--|------------------------------------|

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| INTERNATIONAL APPLICATION NO. |
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PCT/US03/15340

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|-------------------------------|-----------------------------|
| LA. FILING DATE<br>05/15/2003 | PRIORITY DATE<br>05/16/2002 |
|-------------------------------|-----------------------------|

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*MEL*  
 Miss Reg 2: 08/29/2005 - *RR*  
 Miss Reg 3 PTA: 09/29/2005 -  
 Miss Reg Stat: 12/29/2005 - *D✓*

CONFIRMATION NO. 7237

371 FORMALITIES LETTER



\*OC000000016405391\*

Date Mailed: 06/29/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 12/14/2004
- Copy of the International Search Report filed on 12/14/2004
- Preliminary Amendments filed on 12/14/2004
- Information Disclosure Statements filed on 03/10/2005
- Oath or Declaration filed on 12/14/2004
- Request for Immediate Examination filed on 12/14/2004
- U.S. Basic National Fees filed on 12/14/2004
- Assignment filed on 12/14/2004
- Priority Documents filed on 12/14/2004
- Power of Attorney filed on 12/14/2004
- Specification filed on 12/14/2004
- Claims filed on 12/14/2004
- Abstracts filed on 12/14/2004
- Drawings filed on 12/14/2004

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- \$130 Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

## SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Late oath or declaration Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

BARBARA A CAMPBELL

Telephone: (703) 308-9140 EXT 217

## PART 1 - ATTORNEY/APPLICANT COPY

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 10/517,947                  | PCT/US03/15340                | 13045.0036USWO   |